

***A REGULAR MEETING OF THE FAUQUIER COUNTY BOARD OF SUPERVISORS WAS HELD SEPTEMBER 18, 2000 AT 1:00 P.M. IN WARRENTON, VIRGINIA***

P R E S E N T Mr. Larry L. Weeks, Chairman; Mr. Joe Winkelmann, Vice Chairman; Mr. Harry Atherton; Ms. Sharon McCamy; Mr. Raymond Graham; Mr. G. Robert Lee, County Administrator; Mr. Paul S. McCulla, County Attorney

**AGENDA REVIEW**

The Board of Supervisors and staff reviewed the agenda.

**LORD FAIRFAX COMMUNITY COLLEGE**

Dr. Jennifer Sager and Dr. Marilyn Beck, representing Lord Fairfax Community College, gave a presentation on plans to build a regional performing arts center.

**PUBLIC SAFETY RADIO SYSTEM UPDATE**

The Board of Supervisors held a work session to receive an update on the Public Safety Radio System Project.

**REVIEW OF THE PROPOSED LEGISLATIVE PRIORITIES FOR THE 2001 GENERAL ASSEMBLY**

The Board of Supervisors held a work session to review the proposed Legislative Priorities for the 2001 General Assembly.

**REVIEW OF THE PROPOSED RELOCATION OF THE LANDFILL ACCESS ROAD AND CONSTRUCTION OF A PUBLIC CONVENIENCE SITE**

The Board of Supervisors held a work session to review the proposal for relocation of the landfill access road and construction of a public convenience site.

**REVIEW OF THE PROPOSED GAIN SHARING PROGRAM**

The Board of Supervisors held a work session to review the proposed Gain Sharing Program.

**REVIEW OF OPTIONS REGARDING USE OF ELECTRONIC BOARD PACKAGE**

The Board of Supervisors held a work session to review several options for preparing the Board package in electronic format.

The meeting was reconvened in Regular Session at 6:30 p.m. in the Warren

Green Meeting Room.

## **ADOPTION OF THE AGENDA**

Mr. Winkelmann moved to adopt the Agenda subject to the following amendments. Ms. McCamy seconded, and the vote for the motion was unanimous as follows:

***Ayes: Mr. Larry L. Weeks; Mr. Joe Winkelmann; Mr. Harry Atherton; Ms. Sharon McCamy; Mr. Raymond Graham***

***Nays: None***

***Absent During Vote: None***

***Abstention: None***

- Remove Request for Refund of Taxes Paid on a Non-Existent Lot for Sylvia Thomas Harris Heirs from the Regular Agenda and add to the Consent Agenda.
- Accept an additional resolution for consideration regarding the public hearing item on the Fauquier County Code Amendment – Section 12-13 relating to BPOL License Tax Rates (\$100,000 gross receipts exemption).

## **CITIZENS TIME**

- Tony Tedeschi, representing the Chamber of Commerce, requested the Board of Supervisors direct the Commissioner of the Revenue to license all businesses in the County.

## **CONSENT AGENDA**

Mr. Winkelmann moved to adopt the following Consent Agenda items. Ms. McCamy seconded, and the vote for the motion was unanimous as follows:

***Ayes: Mr. Larry L. Weeks; Mr. Joe Winkelmann; Mr. Harry Atherton; Ms. Sharon McCamy; Mr. Raymond Graham***

***Nays: None***

***Absent During Vote: None***

***Abstention: None***

Approval of the Minutes of the August 21, 2000 Board of Supervisors Regular Meeting

A Resolution Authorizing the County Administrator to Enter Into an Agreement  
Extending the Cable Franchise Agreement for a Period Not to Exceed Six Months

RESOLUTION

A RESOLUTION AUTHORIZING THE COUNTY ADMINISTRATOR

TO ENTER INTO AN AGREEMENT EXTENDING THE CABLE

FRANCHISE AGREEMENT FOR A PERIOD NOT TO EXCEED SIX MONTHS

WHEREAS, the Franchise Agreement between the County of Fauquier and Prestige Cable is due to expire on October 15, 2000; and

WHEREAS, the County has approved the transfer of the franchise from Prestige Cable to Adelphia Prestige Cablevision, LLC, *d/b/a* Adelphia Cable Communications (hereinafter "Adelphia"); and

WHEREAS, Adelphia and the County have entered into informal negotiations for the renewal of the franchise pursuant to the applicable provisions of the Communications Act of 1934, as amended, by the Cable Communications Policy Act of 1984, the Cable Television Consumer Protection and Competition Act of 1992, and the Telecommunications Act of 1996; and

WHEREAS, the parties deem it in their best interests to extend the existing franchise to allow continued negotiations for the renewal of the franchise; now, therefore, be it

RESOLVED by the Board of Supervisors of Fauquier County, this 18th day of September, 2000, That the County Administrator be, and is hereby, authorized to execute an agreement with Adelphia Prestige Cablevision, LLC, *d/b/a* Adelphia Cable Communications to extend the Franchise Agreement through April 15, 2001, with all terms and conditions including the 5% franchise fee to remain in full force and effect.

A Resolution Authorizing Issuance of Industrial Development Authority Bonds in the Amount Not to Exceed \$3,000,000 for Ross Industries, Inc.

## RESOLUTION

### A RESOLUTION OF THE BOARD OF SUPERVISORS OF FAUQUIER COUNTY, VIRGINIA

WHEREAS, the Industrial Development Authority of Fauquier County, Virginia ("Authority") has considered the application of Ross Industries, Inc. (the "Company") requesting the issuance of the Authority's revenue bonds in an amount not to exceed \$3,000,000 ("Bonds") to assist in the financing of the Company's expansion, renovation and equipping of its existing facility at 5321 Midland Road in Fauquier County, Virginia, such facility to be used for the manufacture of stainless steel equipment for the food industry, and has held a public hearing on September 14, 2000; and

WHEREAS, Section 147(f) of the Internal Revenue Code of 1986, as amended (the "Code"), provides that the governmental unit having jurisdiction over the issuer of private activity bonds and over the area in which any facility financed with the proceeds of private activity bonds is located must approve the issuance of the bonds; and

WHEREAS, the Authority issues its bonds on behalf of Fauquier County, Virginia (the "County"); the Project is to be located in the County and the Board of Supervisors of Fauquier County, Virginia (the "Board") constitutes the highest elected governmental unit of the County; and

WHEREAS, the Authority has recommended that the Board approve the issuance of the Bonds; and

WHEREAS, a copy of the Authority's resolution approving the issuance of the Bonds, subject to the terms to be agreed upon, a certificate of the public hearing and a Fiscal Impact Statement have been filed with the Board;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF FAUQUIER COUNTY, VIRGINIA THIS 18<sup>TH</sup> DAY OF SEPTEMBER 2000, THAT

1. The Board approves the issuance of the Bonds by the Authority for the benefit of the Company, as required by Section 147(f) of the Code and Section 15.2-4906 of the Code of Virginia of 1950, as amended ("Virginia Code") to permit the Authority to assist in the financing of the Project.

2. The approval of the issuance of the Bonds does not constitute an endorsement to a prospective purchaser of the Bonds of the creditworthiness of the Project or the Company.

3. Pursuant to the limitations contained in Temporary Income Tax Regulations Section 5f.103-2(f)(1), this resolution shall remain in effect for a period of one year from the date of its adoption.

4. This resolution shall take effect immediately upon its adoption.

A Resolution Amending Section 2-1.A of the Bylaws and Rules of Procedure of the Fauquier County Board of Supervisors to Set the Time for Public Hearings at 7:00 p.m.

## RESOLUTION

### A RESOLUTION AMENDING SECTION 2-1.A OF THE BYLAWS AND RULES OF PROCEDURE OF THE FAUQUIER COUNTY BOARD OF SUPERVISORS TO SET THE TIME FOR PUBLIC HEARINGS AT 7:00 P.M.

WHEREAS, Section 2-1.A of the Bylaws and Rules of Procedures for the Fauquier County Board of Supervisors provides that public hearings will be held at 7:30 P.M.; and

WHEREAS, the Board of Supervisors has, by the adoption of this resolution, determined that public hearings should be held at 7:00 P.M. so as not to impede the business of the Board; now, therefore, be it

RESOLVED by the Board of Supervisors of Fauquier County this 2<sup>nd</sup> day of October 2000, That Section 2-1.A of the Bylaws and Rules of Procedures for the Fauquier County Board of Supervisors be, and is hereby, amended to read as follows:

A. ~~A.~~ The time and place of regular meetings of the Board of Supervisors (hereinafter referred to as the Board) shall be established at the Board's annual organizational meeting. Regular meetings shall be held in the Board Meeting Room, Warren Green Building, 10 Hotel Street, Warrenton, Virginia on the first and third Monday of each month. The meeting agenda shall be as follows: 1:00 P.M. Work Sessions; 6:30 P.M. Regular Session; ~~7:30~~ 7:00 P.M. Public Hearings. The Board may, however, prescribe any other meeting place or time in compliance with Section 15.2-1416 of the Code of Virginia (1950), as amended. During the months of June, July and August the Board will have only one meeting per month.

and, be it

RESOLVED FURTHER, that the County Administrator shall take all actions he deems necessary to adequately inform the public of the change in public hearing times.

A Resolution Ratifying the County Administrator's Execution and Acceptance of a Federal Grant in the Amount of \$46,545 for the Piedmont Dispute Resolution Center

#### RESOLUTION

#### A RESOLUTION RATIFYING THE COUNTY ADMINISTRATOR'S EXECUTION

#### AND ACCEPTANCE OF A FEDERAL GRANT IN THE AMOUNT OF \$46,545

#### FOR THE PIEDMONT DISPUTE RESOLUTION CENTER

WHEREAS, on July 17, 2000, the Fauquier County Board of Supervisors authorized the County Administrator to accept a federal grant in the amount of \$45,545 to allow the Piedmont Dispute Resolution Center to conduct juvenile accounting conferencing for the Fauquier County Court system; and

WHEREAS, in actuality, the aforesaid federal grant was for the amount of \$46,545; and

WHEREAS, on 21 August 2000, the Fauquier County Board of Supervisors approved the appropriation of the sum of \$46,545 to the Piedmont Dispute Resolution Center; and

WHEREAS, the County Administrator seeks to receive Board of Supervisors ratification of his action in accepting the grant at \$46,545; now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 18<sup>th</sup> day of September 2000, That the action of the County Administrator in accepting the federal grant in the amount of \$46,545 to allow the Piedmont Dispute Resolution Center to conduct juvenile accountability conferencing for the Fauquier County Court system be, and is hereby, ratified.

A Resolution Authorizing Payment of Claim of Wallys Dennis-Peltier for Injuries Suffered on the Job

#### RESOLUTION

#### A RESOLUTION AUTHORIZING PAYMENT OF CLAIM OF

#### WALLYS DENNIS-PELTIER FOR INJURIES SUFFERED ON THE JOB

WHEREAS, Wallys Dennis-Peltier suffered an injury to her ankle while acting

in the scope of her employment; and

WHEREAS, the County of Fauquier, in accordance with its adopted Workers Compensation Policy, required Ms. Dennis-Peltier to seek medical services from panel physicians; and

WHEREAS, some of the medical services were not covered by Ms. Dennis-Peltier's medical insurance; and

WHEREAS, Ms. Dennis-Peltier's workers compensation claim was denied, after she had incurred expenses for medical services rendered, based upon the nature of the injury sustained; and

WHEREAS, Ms. Dennis-Peltier's medical expenses are not covered under the County's general liability policy; and

WHEREAS, the Personnel Committee of the Board of Supervisors has unanimously recommended payment of Ms. Dennis-Peltier's claim for the cost of those medical expenses not reimbursed by Ms. Dennis-Peltier's medical insurance, which were incurred as a direct result of her on the job injury; now, therefore, be it

RESOLVED by the Board of Supervisors of Fauquier County this 18<sup>th</sup> day of September 2000, That the payment of Ms. Dennis-Peltier's claim for the cost of those medical expenses not reimbursed by Ms. Dennis-Peltier's medical insurance, which were incurred as a direct result of her on the job injury be, and is hereby, approved; and, be it

RESOLVED FURTHER, That the Human Resources Department be, and is hereby, directed to explore amendments the County's Workers Compensation and Personnel Policies which will avoid similar issues for County employees; and, be it

RESOLVED FINALLY, That the cost of this claim shall be paid from the health insurance account.

A Resolution Authorizing the Extension of the Warrenton-Fauquier Airport Fixed Base Operator Lease with Tracey Corporation Until June 30, 2002

## RESOLUTION

### A RESOLUTION AUTHORIZING THE EXTENSION OF THE

### WARRENTON-FAUQUIER AIRPORT FIXED BASE OPERATOR LEASE

### WITH TRACEY CORPORATION UNTIL JUNE 30, 2002

WHEREAS, major construction associated with runway extension and

widening is anticipated at the Warrenton-Fauquier Airport in calendar years 2001 and 2002; and

WHEREAS, the current Fixed Base Operator lease agreement with Tracey Corporation is scheduled to expire in December 2001; and

WHEREAS, the Warrenton-Fauquier Airport Committee has determined that it is in the best interest of all parties to extend the lease for the Fixed Base Operator for a period of six (6) months; now, therefore, be it



RESOLVED by the Fauquier County Board of Supervisors this 18<sup>th</sup> day of September 2000, That the County Administrator be, and is hereby, authorized to sign a Fixed Base Operator lease with Tracey Corporation for a period of six (6) months, such that the lease shall terminate on 30 June 2002.

A Resolution to Award a Bid for the Site Improvements and Development of the Corral Farm Landfill Convenience Site

#### RESOLUTION

#### A RESOLUTION TO AWARD A BID FOR SITE IMPROVEMENTS AND DEVELOPMENT OF THE CORRAL FARM LANDFILL CONVENIENCE SITE

WHEREAS, the County, through the work of the Transportation Committee, previously determined that Route 29 should serve as the access road to the Corral Farm Landfill; and

WHEREAS, the County has developed plans for a new convenience site at the Corral Farm Landfill; and

WHEREAS, bids were solicited to improve the Landfill access road and to develop and relocate the landfill convenience site; and

WHEREAS, the County has previously authorized a loan from the General Fund to the Landfill Fund to undertake this work; now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 18<sup>th</sup> day of September 2000, That the County Administrator be, and is hereby, authorized to execute a contract with R.L. Rider & Company, accepting the bid submitted for landfill site improvements and convenience site construction in the amount of \$435,030.

Acceptance of Falling Creek Drive and Cottonwood Drive in Edgewood East Subdivision, Section C Into the State Secondary Highway System – Lee District

RESOLUTION

FAUQUIER COUNTY BOARD OF SUPERVISORS

SUBDIVISION STREET ACCEPTANCE FOR

EDGEWOOD EAST SUBDIVISION, SECTION C

LEE MAGISTERIAL DISTRICT

WHEREAS, certain streets on the sketch titled "Edgewood East Subdivision, Section C, Lee Magisterial District, Fauquier County" dated September 8, 2000, and described on the Additions Form SR-5(A), fully incorporated herein by reference, are shown on plats recorded in the Clerks Office of the Circuit Court of Fauquier County; and

WHEREAS, the Resident Engineer for the Virginia Department of Transportation has advised this Board the streets meet the requirements established by the *Subdivision Street Requirements* of the Virginia Department of Transportation; and

WHEREAS, the above streets serve a genuine public need; and

WHEREAS, Fauquier County and the Virginia Department of Transportation have entered into an agreement on February 7, 1995, for comprehensive stormwater detention, which applies to this request for addition; now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 18th day of September 2000, That the Virginia Department of Transportation be, and is hereby, requested to take the necessary action to add the above described streets in the State Highway Secondary System for maintenance, as provided in Sec. 33.1-229, Code of Virginia, and the Virginia Department of Transportation's *Subdivision Street Requirements*; and, be it

RESOLVED FURTHER, That this Board does guarantee the Commonwealth of Virginia a minimum unrestricted right-of-way of fifty feet in Edgewood East Subdivision, Section C, with necessary easements for cuts, fills, and drainage; as recorded in Deed Book 781, Page 1471, dated July 11, 1997; and, be it,

RESOLVED FINALLY, That a certified copy of this resolution be forwarded to the Resident Engineer for the Virginia Department of Transportation.



Request for Refund of Taxes Paid on a Non-Existent Lot – Sylvia Thomas Harris Heirs

RESOLUTION

A RESOLUTION AUTHORIZING REFUND OF  
TAXES PAID ON A NON-EXISTENT PARCEL

WHEREAS, Sylvia Thomas Harris paid taxes to the County of Fauquier on a parcel known as PIN #6970-50-8064-000, which allegedly was a part of the Tacket vs. Fox Partition Suit of property owned by John Fox near Botha prior to the Civil War; and

WHEREAS, Sylvia Harris died on May 29, 1999, leaving James Grayson as her sole heir; and

WHEREAS, Fauquier County has determined that this lot did not in fact exist and that the taxes paid on this property are in error; and

WHEREAS, James Grayson has presented the tax receipts from the years 1973-1999, totaling \$1,489.76; and

WHEREAS, Section 58.1-3986 authorizes the refund of these taxes where there are double assessments; and

WHEREAS, it is otherwise appropriate to do so; now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 18<sup>th</sup> day of September 2000, That the Board hereby authorizes and directs the Treasurer of Fauquier County to refund the sum of \$1,489.76 to James Grayson in full satisfaction of his claim for the refund of these taxes.

**ZONING ORDINANCE TEXT AMENDMENT TO ARTICLE 3, RELATING TO  
RECREATIONAL VEHICLE AND RECREATIONAL VEHICLE STORAGE AREA  
DEFINITIONS**

A public hearing was held at the August 21, 2000 meeting to consider a zoning ordinance text amendment to Article 3, District Regulations, Section 3-314, by adding No. 13, Recreational Vehicle Storage Area as a permitted use in the C-2 Zoning District and after special permit approval in the C-1 and I-1 zoning districts; also amend Article 15, Definitions, Agriculturally Related Uses, Commercial-2 zoning district by adding a new use, No. "w", Recreational Vehicle Storage Area, adding the definitions of Recreational Vehicle Storage Area and Recreational Vehicle. Mr. Atherton moved to adopt the following ordinance. Mr. Winkelmann seconded, and the vote for the motion was unanimous as follows:



***Ayes: Mr. Larry L. Weeks; Mr. Joe Winkelmann; Mr. Harry Atherton; Ms. Sharon McCamy; Mr. Raymond Graham***

***Nays: None***

***Absent During Vote: None***

***Abstention: None***

## ORDINANCE

ZONING ORDINANCE TEXT AMENDMENTS TO ARTICLE 3, DISTRICT REGULATIONS, PART 3, USES, SECTION 3-314 MOTOR VEHICLE RELATED USES (CATEGORY 14), BY ADDING 13. RECREATIONAL VEHICLE STORAGE AREA; TO AMEND ARTICLE 15, ORDINANCE STRUCTURE, INTERPRETATION AND DEFINITIONS, PART 3, SECTION 15-300 DEFINITIONS, AGRICULTURALLY RELATED USES, COMMERCIAL-2 ZONING DISTRICTS BY ADDING w. RECREATIONAL VEHICLE STORAGE AREA; AND TO AMEND ARTICLE 15, ORDINANCE STRUCTURE, INTERPRETATION AND DEFINITIONS, PART 3, SECTION 15-300 DEFINITIONS BY ADDING THE DEFINITIONS OF RECREATIONAL VEHICLE AND RECREATIONAL VEHICLE STORAGE AREA

WHEREAS, the Fauquier County Zoning Ordinance, Article 3, Part 3, Uses, Section 3-314 Motor Vehicle Related Uses (Category 14) currently does not allow a recreational vehicle storage area in the C-1, C-2 or I-1 Zoning Districts; and

WHEREAS, the Fauquier County Zoning Ordinance, Article 15, Part 3, Section 15-300 Definitions, Agriculturally Related Uses, Commercial-2 Zoning Districts currently does not allow a recreational vehicle storage area in the C-2 Zoning District as an agriculturally related use; and

WHEREAS, the Fauquier County Zoning Ordinance, Article 15, Part 3, Section 15-300 Definitions, currently does not define a recreational vehicle or recreational vehicle storage area; and

WHEREAS, the Fauquier County Board of Supervisors has held a public hearing regarding this matter; now, therefore, be it

ORDAINED by the Fauquier County Board of Supervisors this 18<sup>th</sup> day of September 2000, That Articles 3 and 15 of the Fauquier County Zoning Ordinance be, and are hereby, amended as follows:

### **ARTICLE 3, DISTRICT REGULATIONS, PART 3, USES, SECTION 3-314 MOTOR**

**VEHICLE RELATED USES (CATEGORY 14)**

SITE

PLAN C-1 C-2 I-1

13. Recreational Vehicle Storage Area X SP P P\_

**ARTICLE 15, ORDINANCE STRUCTURE, INTERPRETATION AND DEFINITIONS, PART 3, SECTION 15-300 DEFINITIONS**

**AGRICULTURALLY RELATED USES, COMMERCIAL-2 ZONING DISTRICTS:** The following uses are considered to be agriculturally-related when located within a Commercial-2 zoning district:

- a. Lumber yard with incidental retail sales of less than 5,000 square feet in size.
- b. Carpentry/plumbing/electrical/printing/welding/sheet metal shops, less than 5,000 square feet in size.
- c. Auto repair garage including motor vehicle impoundment yard screened from view with a maximum of ten (10) vehicles as an accessory use.
- d. Auto body painting establishment.
- e. Truck and heavy equipment sales, rental, and service.
- f. Wholesale trade establishment.
- g. Contractor's office, shops, and material storage yard, less than one acre in size.
- h. Animal shelter.
- i. Spectator and non-spectator field event activities, Classes A, B, and C.
- j. Kennel/Animal shelter.
- k. Veterinary clinic.
- l. Farm supply establishment.

- m. Taxidermy.
- n. Farm equipment sales, rental, and service.
- o. Commercial storage and processing of bulk agricultural products.
- p. Frozen food locker.
- q. Crop/Livestock farm.
- r. Horse farm.
- s. Truck farm.
- t. Plant nursery/Greenhouse, wholesale.
- u. Plant nursery/Greenhouse, retail.
- v. Forestry.
- w. Recreational vehicle storage area if totally screened from view

RECREATIONAL VEHICLE: Any building, structure, or vehicle designed and/or used for living or sleeping and/or recreational purposes and equipped with wheels to facilitate movement from place to place, and automobiles when used for living or sleeping purposes and including pick-up coaches (campers), motorized homes, boats, travel trailers, horse trailers, and camping trailers not meeting the specifications required for a manufactured home or mobile home.

RECREATIONAL VEHICLE STORAGE AREA: Any lot or parcel of land use or intended to be used for the commercial storage of two (2) or more recreational vehicles.

A RESOLUTION TO APPROVE, UPON RECOMMENDATION OF THE FAUQUIER COUNTY ECONOMIC DEVELOPMENT ADVISORY COUNCIL, THE COUNTY OF FAUQUIER JOINING THE GREATER WASHINGTON INITIATIVE, A REGIONAL MARKETING ORGANIZATION OF THE WASHINGTON BOARD OF TRADE

Ms. McCamy moved to adopt the following resolution. Mr. Winkelmann seconded, and the vote for the motion was unanimous as follows:

***Ayes: Mr. Larry L. Weeks; Mr. Joe Winkelmann; Mr. Harry Atherton; Ms. Sharon***



***McCamy; Mr. Raymond Graham***

***Nays: None***

***Absent During Vote: None***

***Abstention: None***

## RESOLUTION

A RESOLUTION TO APPROVE UPON RECOMMENDATION OF THE FAUQUIER COUNTY ECONOMIC DEVELOPMENT ADVISORY COUNCIL THE COUNTY OF FAUQUIER JOINING THE GREATER WASHINGTON INITIATIVE – A REGIONAL MARKETING ORGANIZATION OF THE WASHINGTON BOARD OF TRADE

WHEREAS, the Board of Supervisors has created the Economic Development Advisory Council and established the Department of Economic Development to foster economic activity in Fauquier County; and

WHEREAS, the County of Fauquier has been invited to join, as a dues paying member of The Greater Washington Initiative; and

WHEREAS, The Greater Washington Initiative is a regional economic development marketing organization created to promote the Greater Washington region; and

WHEREAS, The Greater Washington Initiative represents a partnership of local governments and private businesses to evaluate, plan, and implement economic growth in the Greater Washington region; now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 18<sup>th</sup> day of September 2000, That the Board of Supervisors does hereby grant authority for the Fauquier County Department of Economic Development to accept membership, on behalf of the Board of Supervisors, in The Greater Washington Initiative; and, be it

RESOLVED FURTHER, That the cost of membership be paid from the budget of the Economic Development Department; and, be it

RESOLVED FINALLY, That the Economic Development Advisory Council work with the Department of Economic Development to monitor the effectiveness of membership in this regional marketing organization and recommend the continued membership by the County of Fauquier.

## APPOINTMENTS

By unanimous consent, John Ross was appointed to the Historic Resources

Committee.

#### SUPERVISORS TIME

- Mr. Atherton thanked Congressman Wolfe and Charles Nottingham of the Virginia Department of Transportation for their successful efforts in reducing the speed limit on Route 17 between Delaplane and Paris.
- Ms. McCamy congratulated all those who worked at making the Farm Tour and the Return of Lafayette a success.
- Ms. McCamy commended Alton Willingham for finding the original work order and blueprints for the Bealeton Depot.
- Mr. Graham informed the Board that the Farm Tour was exciting and a great success and he thanked all whom helped.
- Mr. Lee announced that all future Board of Supervisors public hearings would be held at 7:00 p.m. and that public hearings would be held as a group if the content was deemed to be of a routine nature.
- Mr. Lee announced the deadline for submitting Board agenda items for the October 2 meeting would be September 21.

#### RECEIVE PUBLIC COMMENT REGARDING THE PROPOSED ISSUANCE OF SCHOOL BONDS OF FAUQUIER COUNTY IN THE PRINCIPAL AMOUNT OF \$4,575,000

A public hearing was held to consider issuance of school bonds of Fauquier County in the principal amount of \$4,575,000. No one spoke. The public hearing was closed. Mr. Winkelmann moved to adopt the following resolution. Mr. Graham seconded, and the vote for the motion was unanimous as follows:

***Ayes: Mr. Larry L. Weeks; Mr. Joe Winkelmann; Mr. Harry Atherton; Ms. Sharon McCamy; Mr. Raymond Graham***

***Nays: None***

***Absent During Vote: None***

***Abstention: None***

## RESOLUTION

A RESOLUTION AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION SCHOOL BONDS OF THE COUNTY OF FAUQUIER, VIRGINIA, IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$4,575,000, TO BE SOLD TO THE VIRGINIA PUBLIC SCHOOL AUTHORITY AND PROVIDING FOR THE FORM AND DETAILS THEREOF.

WHEREAS, the Board of Supervisors (the "Board") of the County of Fauquier, Virginia (the "County"), has determined that it is necessary and expedient to issue its general obligation school bonds (the "Bonds") in an aggregate principal amount not to exceed \$4,575,000 for the purpose of financing certain capital projects for school purposes; and

WHEREAS, the County held a public hearing, duly noticed, on September 18, 2000, on the issuance of the Bonds (as hereinafter defined) in accordance with the requirements of Section 15.2-2606, Code of Virginia 1950, as amended (the "Virginia Code"); and

WHEREAS, the School Board of the County has, by resolution, requested the Board to authorize the issuance of the Bonds and consented to the issuance of the Bonds;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF THE COUNTY OF FAUQUIER, VIRGINIA:

1. Authorization of Bonds and Use of Proceeds. The Board hereby determines that it is advisable to contract a debt and issue and sell the Bonds in an aggregate principal amount not to exceed \$4,575,000 for the purpose of financing certain capital projects for school purposes. The Board hereby authorizes the issuance and sale of the Bonds in the form and upon the terms established pursuant to this Resolution.

2. Sale of the Bonds. It is determined to be in the best interest of the County to accept the offer of the Virginia Public School Authority (the "VPSA") to purchase from the County, and to sell to the VPSA, the Bonds at a price, determined

by the VPSA to be fair and accepted by the County Administrator, that is not less than 98% of par and not more than 103% (105% for bonds with a final maturity or amortization schedule of 10 years or less) of par upon the terms established pursuant to this Resolution. The County Administrator and such officer or officers of the County as the County Administrator may designate are hereby authorized and directed to enter into a Bond Sale Agreement dated as of October 10, 2000, with the VPSA providing for the sale of the Bonds to the VPSA in substantially the form submitted to the Board at this meeting, which form is hereby approved (the "Bond Sale Agreement").

3. Details of the Bonds. The Bonds shall be dated the date of their issuance and delivery; shall be designated "General Obligation School Bonds, Series 2000A," shall bear interest from the date of delivery thereof payable semi-annually on each January 15 and July 15 beginning July 15, 2001 (each an "Interest Payment Date"), at the rates established in accordance with Section 4 of this Resolution; and shall mature on July 15 in the years (each a "Principal Payment Date") and in the amounts set forth on Schedule I attached hereto (the "Principal Installments"), subject to the provisions of Section 4 of this Resolution.

4. Interest Rates and Principal Installments. The County Administrator is hereby authorized and directed to accept the interest rates on the Bonds established by the VPSA, provided that each interest rate shall be ten one-hundredths of one percent (0.10%) over the interest rate to be paid by the VPSA for the corresponding principal payment date of the bonds to be issued by the VPSA (the "VPSA Bonds"), a portion of the proceeds of which will be used to purchase the Bonds, and provided further that the true interest cost of the Bonds does not exceed seven percent and one tenth (7.1 %) per annum. The Interest Payment Dates and the Principal Installments are subject to change at the request of the VPSA. The County Administrator is hereby authorized and directed to accept changes in the Interest Payment Dates and the Principal Installments at the request of the VPSA, provided that the aggregate principal amount of the Bonds shall not exceed the amount authorized by this Resolution. The execution and delivery of the Bonds as described in Section 8 hereof shall conclusively evidence such interest rates established by the VPSA and Interest Payment Dates and the Principal Installments requested by the VPSA as having been so accepted as authorized by this Resolution.

5. Form of the Bonds. The Bonds shall be initially in the form of a single, temporary typewritten bond substantially in the form attached hereto as Exhibit A.

6. Payment; Paying Agent and Bond Registrar. The following provisions shall apply to the Bonds:

a. For as long as the VPSA is the registered owner of the Bonds, all payments of principal, premium, if any, and interest on the Bonds shall be made in immediately available funds to the VPSA at, or before 11:00 a.m. on the applicable

Interest Payment Date, Principal Payment Date or date fixed for prepayment or redemption, or if such date is not a business day for Virginia banks or for the Commonwealth of Virginia, then at or before 11:00 a.m. on the business day next preceding such Interest Payment Date, Principal Payment Date or date fixed for prepayment or redemption.

b. All overdue payments of principal and, to the extent permitted by law, interest shall bear interest at the applicable interest rate or rates on the Bonds.

c. SunTrust Bank, Richmond, Virginia, is designated as Bond Registrar and Paying Agent for the Bonds. The County may, in its sole discretion, replace at any time the Bond Registrar and Paying Agent with another qualified bank or trust company as successor Bond Registrar and Paying Agent.

7. Prepayment or Redemption. The Principal Installments of the Bonds held by the VPSA coming due on or before July 15, 2011, and the definitive bonds for which the Bonds held by the VPSA may be exchanged that mature on or before July 15, 2011, are not subject to prepayment or redemption prior to their stated maturities. The Principal Installments of the Bonds held by the VPSA coming due after July 15, 2011, and the definitive bonds for which the Bonds held by the VPSA may be exchanged that mature after July 15, 2011, are subject to prepayment or redemption at the option of the County prior to their stated maturities in whole or in part, on any date on or after July 15, 2011, upon payment of the prepayment or redemption prices (expressed as percentages of Principal Installments to be prepaid or the principal amount of the Bonds to be redeemed) set forth below plus accrued interest to the date set for prepayment or redemption:

Dates	Prices
July 15, 2011, through July 14, 2012	102%
July 15, 2012, through July 14, 2013	101
July 15, 2013, and thereafter	100

Provided, however, that the Bonds shall not be subject to prepayment or redemption prior to their stated maturities as described above without first obtaining the written consent of the registered owner of the Bonds. Notice of any such prepayment or redemption shall be given by the Bond Registrar to the registered owner by registered mail not more than ninety (90) and not less than sixty (60) days before the date fixed for prepayment or redemption.

8. Execution of the Bonds. The Chairman or Vice Chairman and the

Clerk or any Deputy Clerk of the Board are authorized and directed to execute and deliver the Bonds and to affix the seal of the County thereto.

9.           Pledge of Full Faith and Credit. For the prompt payment of the principal of and premium, if any, and the interest on the Bonds as the same shall become due, the full faith and credit of the County are hereby irrevocably pledged, and in each year while any of the Bonds shall be outstanding there shall be levied and collected in accordance with law an annual ad valorem tax upon all taxable property in the County subject to local taxation sufficient in amount to provide for the payment of the principal of and premium, if any, and the interest on the Bonds as such principal, premium, if any, and interest shall become due, which tax shall be without limitation as to rate or amount and in addition to all other taxes authorized to be levied in the County to the extent other funds of the County are not lawfully available and appropriated for such purpose.

10.           Use of Proceeds Certificate and Certificate as to Arbitrage. The Chairman of the Board, the County Administrator and such officer or officers of the County as either may designate, any of whom may act, are hereby authorized and directed to execute a Certificate as to Arbitrage and a Use of Proceeds Certificate each setting forth the expected use and investment of the proceeds of the Bonds and containing such covenants as may be necessary in order to show compliance with the provisions of the Internal Revenue Code of 1986, as amended (the "Code"), and applicable regulations relating to the exclusion from gross income of interest on the Bonds and on the VPSA Bonds. The Board covenants on behalf of the County that (i) the proceeds from the issuance and sale of the Bonds will be invested and expended as set forth in such Certificate as to Arbitrage and such Use of Proceeds Certificate and that the County shall comply with the other covenants and representations contained therein and (ii) the County shall comply with the provisions of the Code so that interest on the Bonds and on the VPSA Bonds will remain excludable from gross income for Federal income tax purposes.

11.           State Non-Arbitrage Program; Proceeds Agreement. The Board hereby determines that it is in the best interests of the County to authorize and direct the County Treasurer to participate in the State Non-Arbitrage Program in connection with the Bonds. The Chairman of the Board, the County Administrator and such officer or officers of the County as either may designate, any of whom may act, are hereby authorized and directed to execute and deliver a Proceeds Agreement with respect to the deposit and investment of proceeds of the Bonds by and among the County, the other participants in the sale of the VPSA Bonds, the VPSA, the investment manager and the depository, substantially in the form submitted to the Board at this meeting, which form is hereby approved.

12.           Continuing Disclosure Agreement. The Chairman of the Board, the County Administrator and such officer or officers of the County as either may designate, any of whom may act, are hereby authorized and directed to execute a Continuing Disclosure Agreement, as set forth in Appendix F to the Bond Sale

Agreement, setting forth the reports and notices to be filed by the County and containing such covenants as may be necessary in order to show compliance with the provisions of the Securities and Exchange Commission Rule 15c2-12 and directed to make all filings required by Section 3 of the Bond Sale Agreement should the County be determined by the VPSA to be a MOP (as defined in the Continuing Disclosure Agreement).

13. Filing of Resolution. The appropriate officers or agents of the County are hereby authorized and directed to cause a certified copy of this Resolution to be filed with the Circuit Court of the County.

14. Further Actions. The members of the Board and all officers, employees and agents of the County are hereby authorized to take such action as they or any one of them may consider necessary or desirable in connection with the issuance and sale of the Bonds and any such action previously taken is hereby ratified and confirmed.

15. Effective Date. This Resolution shall take effect immediately.

**RECEIVE PUBLIC COMMENT REGARDING THE BUDGETING AND APPROPRIATION OF \$4,575,000 FOR THE MARSHALL MIDDLE SCHOOL RENOVATION AND EXPANSION**

A public hearing was held to consider amending the FY 2001 budget and appropriation in the amount of \$651,365 for the additional funding for the Marshall Middle School construction. No one spoke. The public hearing was closed. Mr. Winkelmann moved to adopt the following resolution. Mr. Graham seconded, and the vote for the motion was unanimous as follows:

***Ayes: Mr. Larry L. Weeks; Mr. Joe Winkelmann; Mr. Harry Atherton; Ms. Sharon McCamy; Mr. Raymond Graham***

***Nays: None***

***Absent During Vote: None***

***Abstention: None***

**RESOLUTION**

**A RESOLUTION AMENDING THE FAUQUIER**

**COUNTY FY2001 ADOPTED BUDGET**

WHEREAS, the Board of Supervisors is charged by the Code of Virginia with the preparation of an annual budget for Fauquier County; and

WHEREAS, the Fauquier County Board of Supervisors adopted the Fauquier County FY 2001 Budget on March 20, 2000; and

WHEREAS, during the course of the fiscal year certain events occur which necessitate changing the budget plan by increasing or decreasing the total budget; and

WHEREAS, the School Division has provided a revised project cost for Marshall Middle School Construction which exceeds the current budget amount of \$3,923,635 by \$651,365; and

WHEREAS, the Code of Virginia requires local jurisdictions to hold a public hearing for any amendment to the adopted budget exceeding the lesser of \$500,000 or 1% of the total budget; and

WHEREAS, a public hearing to consider amending the FY 2001 budget to support additional funding for Marshall Middle School construction was held September 18<sup>th</sup>; now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 18<sup>th</sup> day of September 2000, That the FY 2001 Budget be amended to reflect an increase in funding of \$651,365 for the Marshall Middle School construction project which will total \$4,575,000, supported by borrowing from the Virginia Public School Authority.

FAUQUIER COUNTY CODE AMENDMENT – SECTION 12-13 – BUSINESS, PROFESSIONAL, AND OCCUPATION LICENSE TAX RATES (\$100,000 GROSS RECEIPTS EXEMPTION)

A public hearing was held to consider amending Section 12-13 of the Fauquier County Code relating to Business, Professional and Occupation License Tax rates with an exemption from the first \$100,000 of gross receipts with the exception of contractors. No one spoke. The public hearing was closed. Ms. McCamy moved to postpone indefinitely an ordinance to exempt the first \$100,000 and to substitute a resolution to provide guidance to the County Administrator to incorporate the BPOL exemption into the FY 2002 budget. Mr. Winkelmann seconded. After discussion, Ms. McCamy rescinded her motion. Ms. McCamy then moved not to act on the ordinance as advertised. Mr. Winkelmann seconded, and the vote for the motion was unanimous as follows:

***Ayes: Mr. Larry L. Weeks; Mr. Joe Winkelmann; Mr. Harry Atherton; Ms. Sharon McCamy; Mr. Raymond Graham***

***Nays: None***



***Absent During Vote: None***

***Abstention: None***

Ms. McCamy then moved to adopt the following resolution. Mr. Winkelmann seconded, and the vote for the motion was unanimous as follows:

***Ayes: Mr. Larry L. Weeks; Mr. Joe Winkelmann; Mr. Harry Atherton; Ms. Sharon McCamy; Mr. Raymond Graham***

***Nays: None***

***Absent During Vote: None***

***Abstention: None***

## RESOLUTION

### A RESOLUTION TO PROVIDE GUIDANCE TO THE COUNTY

### ADMINISTRATOR RELATED TO THE PREPARATION OF THE COUNTY

### ADMINISTRATOR'S RECOMMENDED BUDGET FOR FY 2002

WHEREAS, the County Administrator is charged by the Code of Virginia, Section 15.2-400 et. seq., 1950 as amended, to prepare and submit an annual budget for consideration by the Board of Supervisors; and

WHEREAS, the Board of Supervisors has from time to time over the past several years provided specific guidance to the County Administrator concerning the preparation of the annual budget; and

WHEREAS, the Board of Supervisors has expressed an interest in considering certain changes to the Business, Professional, and Occupation License (BPOL) Tax rates which, if approved, would become effective in FY 2002; and

WHEREAS, the Board of Supervisors has determined that the consideration of these actions relating to the elimination of BPOL taxes for the first \$100,000 in gross receipts for all businesses, including contractors, would be best facilitated by directing the County Administrator to incorporate these BPOL tax rate reductions into the FY 2002 County Administrator's Recommended Budget; now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 18<sup>th</sup> day of September 2000, That the Fauquier County Board of Supervisors does hereby direct the County Administrator to incorporate the elimination of BPOL taxes for the first \$100,000 in gross receipts for all businesses, including contractors, into the County

Administrator's Recommended Budget for FY 2002.

**FAUQUIER COUNTY CODE AMENDMENT – SECTION 12-13 – BUSINESS,  
PROFESSIONAL, AND OCCUPATION LICENSE TAX RATES (EQUALIZATION RATES  
WITH THE TOWN OF WARRENTON)**

A public hearing was held to consider amending Section 12-13 of the Fauquier County Code relating to Business, Professional, and Occupation License Tax rates to equalize with the Town of Warrenton. Tony Tedeschi spoke during Citizens Time in favor of licensing all businesses in the County. No one else spoke. The public hearing was closed. Mr. Winkelmann moved to adopt the following ordinance. Ms. McCamy seconded, and the vote for the motion was unanimous as follows:

***Ayes: Mr. Larry L. Weeks; Mr. Joe Winkelmann; Mr. Harry Atherton; Ms. Sharon McCamy; Mr. Raymond Graham***

***Nays: None***

***Absent During Vote: None***

***Abstention: None***

**ORDINANCE**

**AN ORDINANCE AMENDING SECTION 12-13 OF THE CODE  
OF FAUQUIER COUNTY TO REVISE THE BUSINESS, PROFESSIONAL  
AND OCCUPATION TAX RATES ON CERTAIN BUSINESSES**

WHEREAS, Virginia Code §58.1-3700 provides that a County may require that a business professional and occupation license may be required; and

WHEREAS, Section 12-13(b) of the Code of Fauquier County provides for the rate of tax on those businesses with annual gross receipts exceeding \$100,000; and

WHEREAS, the Board of Supervisors has held a public hearing to receive citizen comment on a proposed amendment of Section 12-13(b) to revise certain tax rates; and

WHEREAS, by the adoption of this ordinance the Board of Supervisors determines that it is in the best interest of the citizens and businesses of Fauquier County to revise the tax rate for those businesses subject to business license tax; now, therefore, be it

**ORDAINED** by the Board of Supervisors of Fauquier County this 18th day of

September, 2000 That Chapter 12 relating to Licenses of the Code of Fauquier County be, and is hereby, amended for Calendar Year 2001 as follows:

Sec. 12-13. License Fees and Tax.

- (a) For businesses whose gross receipts are less than one hundred thousand dollars (\$100,000.00) there shall be no license tax ~~fee~~ for the issuance of such license.
- (b) Except as may be otherwise provided in section 58.1-3712, section 58.1-3713 and section 58.1-371~~35~~ of the Code of Virginia, 1950, as amended, every such person or business with annual gross receipts of \$100,000 or more shall be assessed and required to pay annually a licenses tax on all the gross receipts of such person includable as provided in this article at a rate set forth below for the class of enterprise listed:
- (1) Amusements: ten cents (\$0.10) per one hundred dollars (\$100.00) gross receipts annually.
  - (2) Bondsmen: one hundred fifty dollars (\$150.00) per license year.
  - (3) Builders and developers: ~~ten cents (\$0.10)~~ eight and one half cents (\$0.085) per one hundred dollars (\$100.00) gross ~~receipts~~ expenditures annually.
  - (4) Carnivals and circuses: fifty dollars (\$50.00) for each performance held in the county.
  - (5) Coin-operated machines: three (3) to ten (10) machines, one hundred fifty dollars (\$150.00) per license year; ten (10) or more machines, two hundred dollars (\$200.00) per license year.
  - (6) Coins and precious metals: ten cents (\$0.10) per one hundred dollars (\$100.00) gross receipts annually.
  - (7) Consultant and specialized occupations: ~~thirty cents (\$0.30)~~ twenty-nine and three quarters cents (\$0.2975) per one hundred dollars (\$100.00) gross receipts annually.
  - (8) Contractors and persons constructing for their own account for sale: as defined in section 58.1-3715 of the Code of Virginia, 1950, as amended, with total gross receipts in excess of twenty-five thousand dollars, (\$25,000.00), ~~ten cents (\$0.10)~~ eight and one half cents (\$0.085) per one hundred dollars (\$100.00) of gross receipts; annually.
  - ~~(9) Direct sellers as defined in section 58.1-3719.1 of the Code of Virginia, 1950, as amended, with total annual sales in excess of four~~

~~thousand dollars, (\$4,000.00), ten cents (\$0.10) per one hundred dollars (\$100.00) of total annual retail sales or five cents (\$0.05) per one hundred dollars (\$100.00) of total annual wholesale sales, whichever is applicable.~~

~~(10)~~(9) Financial, real estate and professional services: ~~thirty cents (\$0.30)~~ twenty-nine and three quarters cents (\$0.2975) per one hundred dollars (\$100.00) of gross receipts; annually.

~~(11)~~(10) Fortune tellers, clairvoyants and practitioners of palmistry: five hundred dollars (\$500.00) per license year.

~~(12)~~(11) Itinerant merchants or peddlers: five hundred dollars (\$500.00) per license year.

~~(13)~~(12) Peddlers at wholesale: ~~(\$0.05)~~ four and one quarter cents (\$0.0425) per one hundred dollars (\$100.00) on gross purchases; annually.

~~(14)~~(13) Permanent coliseums, arenas or auditoriums having a maximum capacity in excess of ten thousand (10,000) persons, open to the public: one thousand dollars (\$1,000.00) per license year; subject to limitations in Virginia Code section 58.1-3729.

~~(15)~~(14) Photographers: thirty dollars (\$30.00) per license year, subject to limitations in Virginia Code section 58.1-3727.

~~(16)~~(15) Public service corporations: one half of one ( $\frac{1}{2}$ ) percent of the gross receipts; except, however, in the case of the telephone companies, charges for long distance telephone calls shall not be included in gross receipts for the purpose of computation of such license tax. This license tax shall be in addition to any tax levied by the county under the authority of Chapter 26 of Title 58.1 (section 58.1-2600 et seq.) of the Code of Virginia, 1950, as amended.

~~(17)~~(16) Repair, personal and business services and all other businesses and general occupations not specifically listed or exempted in this article or otherwise by law: ~~twenty cents (\$0.20)~~ eighteen and seven tenths cents (\$0.1870) per one hundred dollars (\$100.00) of gross receipts; annually.

~~(18)~~(17) Research and development business: as defined in section 12-2, three cents (\$0.03) per one hundred dollars (\$100.00); annually, of such research and development gross receipts. Every person engaged in the business of research and development other than those defined in section 12-2 ("Research and development business"), ~~thirty cents (\$0.30)~~ twenty-nine and three quarters cents (\$0.2975) per one hundred dollars (\$100.00); annually of such research and development gross receipts.

~~(19)~~(18) Retailers: ten cents (\$0.10) per one hundred dollars (\$100.00); annually.

~~(20)~~(19) Savings institutions and credit unions: fifty dollars (\$50.00) per license year; and industrial loan associations or any agricultural association, five hundred dollars (\$500.00) per license year.

~~(21)~~(20) Wholesalers: ~~five cents (\$0.05)~~ four and one quarter cents (\$0.0425) per one hundred dollars (\$100.00) of purchases; annually.

#### FAUQUIER COUNTY CODE AMENDMENT – SECTIONS 18.5-12, 18.5-16 AND 18.5-17 – JOHNSON GRASS

A public hearing was held to consider amending Sections 18.5-12, 18.5-16 and 18.5-17 of the Fauquier County Code to transfer authority to administer and enforce the Johnson Grass Ordinance to the Agricultural Advisory Committee. No one spoke. The public hearing was closed. Mr. Atherton moved to postpone a decision until the October 2, 2000 meeting. Mr. Winkelmann seconded, and the vote for the motion was unanimous as follows:

***Ayes: Mr. Larry L. Weeks; Mr. Joe Winkelmann; Mr. Harry Atherton; Ms. Sharon McCamy; Mr. Raymond Graham***

***Nays: None***

***Absent During Vote: None***

***Abstention: None***

#### CONSIDER A PROPOSED GRANT OF FORTY (40) FOOT WIDE UTILITY EASEMENT WITH ACCOMPANYING TWENTY (20) FOOT WIDE INGRESS/EGRESS EASEMENT TO COLUMBIA GAS OF VIRGINIA

A public hearing was held to consider granting a forty (40) foot wide utility easement with accompanying twenty (20) foot wide ingress/egress easement for installation and maintenance to Columbia Gas of Virginia on property owned by Fauquier County located in Scott Magisterial District adjacent to Vint Hill Farms Station. No one spoke. The public hearing was closed. Mr. Weeks moved to adopt the following resolution. Mr. Graham seconded, and the vote for the motion was unanimous as follows:

***Ayes: Mr. Larry L. Weeks; Mr. Joe Winkelmann; Mr. Harry Atherton; Ms. Sharon McCamy; Mr. Raymond Graham***

***Nays: None***

***Absent During Vote: None***

***Abstention: None***

RESOLUTION

A RESOLUTION AUTHORIZING THE COUNTY ADMINISTRATOR  
TO EXECUTE A RIGHT OF WAY AGREEMENT GRANTING  
EASEMENTS FOR THE INSTALLATION AND MAINTENANCE  
OF GAS PIPELINES TO COLUMBIA GAS OF VIRGINIA

WHEREAS, the Federal Aviation Administration is currently constructing a facility located at Vint Hill Farms Station; and

WHEREAS, the Federal Aviation Administration facility requires natural gas for heating and other operational purposes; and

WHEREAS, Columbia Gas of Virginia is willing to provide gas services to the Federal Aviation Administration facility but requires an easement for the installation and maintenance of a gas pipeline across property owned by the County to provide the required gas service to the facility; now, therefore, be it

RESOLVED by the Board of Supervisors of Fauquier County this 18th day of September 2000, That the County Administrator be, and is hereby, authorized to execute a Right of Way Agreement transferring a forty (40) foot Gas Pipeline Easement and a twenty (20) Ingress/Egress Easement to Columbia Gas of Virginia over lands of the County located adjacent to Vint Hill Farms Station, said property more particularly described as PIN #7915-88-0998 all as shown on that plat of survey entitled "20 Wide Ingress/Egress & 40' Inlet/Outlet Gas Pipeline Easement Across the Property of Fauquier County, Virginia" dated 3/7/00 and attached to the aforesaid Right of Way Agreement.

With no further business, the meeting was adjourned.

*I hereby certify that this is a true and exact record of actions taken by the Fauquier County Board of Supervisors on September 18, 2000.*

*G. Robert Lee*

*Clerk*

*Updated 11/28/2000.*